

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DAVID RUFFING	:	CIVIL ACTION
	:	
v.	:	
	:	
WIPRO LIMITED	:	NO. 20-5545
	:	
	:	

ORDER

AND NOW, this 29<sup>th</sup> day of March, 2021, for the reasons set forth in the foregoing memorandum, it is hereby ORDERED that:

- (1) The motion of defendant Wipro Limited to dismiss Counts I and II of plaintiff's amended complaint for lack of personal jurisdiction is GRANTED to the extent that plaintiff seeks to bring a collective action under the Fair Labor Standards Act ("FLSA") on behalf of individuals not employed by defendant in Pennsylvania.
- (2) The motion of defendant to dismiss Count II of plaintiff's amended complaint for failure to state a claim under the FLSA is DENIED.
- (3) The motion of defendant to dismiss plaintiff's class allegations under the Pennsylvania Wage Payment and Collection Law is DENIED without prejudice.

- (4) The motion of defendant to dismiss Count V for failure to exhaust administrative remedies under the Pennsylvania Human Relations Act is GRANTED without prejudice.

BY THE COURT:

/s/ Harvey Bartle III

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J.